

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

#9  
\$1503  
2642  
08-12-03  
Docket No.  
15124

In Re Application Of: **Koji Tokunaga**

Serial No.  
09/994,960



Filing Date  
Nov. 27, 2001

Examiner  
Unassigned

Group Art Unit  
2642

Title: **PORTABLE PHONE HAVING RECORDING FUNCTION FOR RECORDING  
CALL-AUDIO WITH USING THE MINIMUM CAPACITY OF MEMORY**

**RECEIVED**

AUG 05 2003

Technology Center 2600

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

**RECEIVED**

AUG 11 2003

TC 2600

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
15124

In Re Application of **Koji Tokunaga**

Serial No. **AUG 01 2003**  
**09/994,969**

Filing Date  
**Nov. 27, 2001**

Examiner  
**Unassigned**

Group Art Unit  
**2642**

**PORTABLE PHONE HAVING RECORDING FUNCTION FOR RECORDING  
CALL-AUDIO WITH USING THE MINIMUM CAPACITY OF MEMORY**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP**  
as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing by First Class Mail**

I certify that this document and fee is being deposited on **July 30, 2003** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
Signature

**Paul J. Esatto, Jr.**

\_\_\_\_\_  
Typed or Printed Name

**\*This certificate may only be used if paying by deposit account.**

\_\_\_\_\_  
Signature

Dated: **July 30, 2003**

**Paul J. Esatto, Jr.**

**Reg. No. 30,749**

**SCULLY, SCOTT, MURPHY & PRESSER**

**400 Garden City Plaza**

**Garden City, NY 11530**

**(516) 742-4343**

**PJE:ahs**

**CC:**

**RECEIVED**  
**AUG 05 2003**  
**Technology Center 2600**



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Applicant:</b>	<b>Koji Tokunaga</b>	<b>Examiner:</b>	<b>Unassigned</b>
<b>Serial No.:</b>	<b>09/994,960</b>	<b>Group Art Unit:</b>	<b>2642</b>
<b>Filed:</b>	<b>Nov. 27, 2001</b>	<b>Docket:</b>	<b>15124</b>
<b>For:</b>	<b>PORTABLE PHONE HAVING RECORDING FUNCTION FOR RECORDING CALL-AUDIO WITH USING THE MINIMUM CAPACITY OF MEMORY</b>		<b>Dated: July 30, 2003</b>

**RECEIVED**  
AUG 05 2003  
Technology Center 2600

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R §§1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.


1. Chinese Laid-Open Patent Publication No. 1131857A, dated September 25, 1996, together with corresponding English-language Abstract of U.S. Patent No. 5,699,410;
2. Japanese Patent Publication No. 8-9017, dated January 12, 1996, (6-141698 dated June 23, 1994).

---

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Box 1450, Alexandria, VA 22313 on July 30, 2003.

Dated: July 30, 2003

  
\_\_\_\_\_  
Paul J. Esatto, Jr.

Reference No. 1 was cited in an Official Action dated April 30, 2003, received from the Chinese Patent Office. Reference No. 2 (6-141698) is the priority claim of CN-1131857A, Reference 1. The relevance of reference 1 is described in the Official Action. Applicant is submitting copies of the above-cited references, together with a translation of the Official Action.

In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of the Official Action in which the reference was cited. The relevance to the pending U.S. patent application is that the reference was cited in a foreign patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the Official Action.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,



Paul J. Esatto, Jr.  
Registration No. 30,749

Scully, Scott, Murphy & Presser  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

PJE:ahs